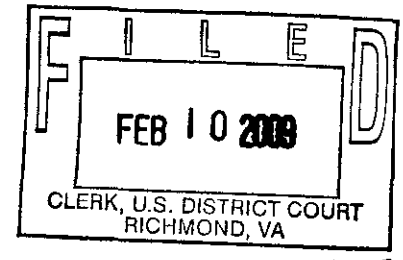


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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA**

In re:)	
)	
Florida Power and Light Company, et al.)	
)	
v.)	Case No. 3:09cv045
)	(Appeal from Bankruptcy Court)
Circuit City Stores, Inc. et al.)	

STIPULATION OF DISMISSAL

WHEREAS, on December 19, 2008, Appellants Florida Power & Light Company, Potomac Electric Power Company ("Pepco"), Delmarva Power & Light Company ("Delmarva"), Atlantic City Electric Company, Central Maine Power Company, Alabama Power Company ("APCO") and Baltimore Gas and Electric Company (hereinafter collectively the "Appellant Utilities") filed a notice of appeal of the Corrected Order Under Bankruptcy Code Sections 105, 363 and 366 and Bankruptcy Rule 6003 (Docket No. 832); and

WHEREAS, the issues on appeal have been resolved by agreements between each of the Appellant Utilities and the Appellees, and pursuant to those agreements, the Appellant Utilities have agreed to dismiss the appeal.

NOW THEREFORE, the parties hereby stipulate, by and through undersigned counsel, that the appeal shall be dismissed, with each party to bear its own costs and attorney fees.

Date: February 6, 2009

**A TRUE COPY, TESTE:
CLERK, U.S. DISTRICT COURT**

BY *CMC Cracken*
DEPUTY CLERK

/s/Kevin R. McCarthy

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IT IS SO ORDERED this 9th day of February, 2009.

/s/
James R. Spencer
Chief United States District Judge